



IFW

Receipt

PATENT
81476-306897

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
Henry C. LIN, et al.

Serial No.: 09/837,797

Filed: April 17, 2001

For: **METHODS OF DIAGNOSING AND
TREATING SMALL INTESTINAL BACTERIAL
OVERGROWTH (SIBO) AND SIBO-RELATED
CONDITIONS**

Art Unit: 1651 ✓

Examiner: R.P. SWARTZ

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Office of Initial Patent Examination, Filing Receipt Correction, P.O. Box 1450, Alexandria, VA 22313-1450, on April 26, 2004.

By: 

Seth D. Levy, Reg. No. 44,869

SECOND REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents
Office of Initial Patent Examination
Filing Receipt Correction
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

We have received a Filing Receipt for the above-identified patent application. However, the Filing Receipt is incorrect because of errors in the Domestic Priority data as claimed by the applicants. Please correct the Domestic Priority data as follows:

THIS APPLICATION IS A CIP OF 09/374,142 08/11/1999
THIS APPLICATION IS A CIP OF 09/374,143 08/11/1999 PAT 6,562,629 05/13/2003
THIS APPLICATION IS A CIP OF 09/546,119 04/10/2000 PAT 6,558,708 05/06/2003
WHICH IS A CIP OF 09/420,046 10/18/1999
WHICH IS A CIP OF 09/359,583 07/22/1999 ABANDONED
WHICH IS A CONTINUATION OF 08/832,307 04/03/1999 PAT 5,977,175 11/02/1999
WHICH IS A CONTINUATION OF 08/442,843 05/17/1995 ABANDONED

PATENT
81476-306897

Additionally, this application also claims the benefit of priority under 35 U.S.C. § 365(a) of the following PCT international applications:

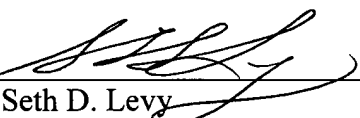
PCT/US01/11238 04/07/2001
PCT/US00/22168 08/11/2000
PCT/US00/22030 08/11/2000

Enclosed is a copy of the Declaration which indicates the priority benefits being claimed and a photocopy of the Corrected Filing Receipt which indicates the requested corrections. An Application Data Sheet setting forth the priority claim described above is included, as well.

It is believed that a fee for corrected filing receipt is no longer required. However, if a fee becomes necessary, please charge it to Deposit Account No. 16-1805 of the undersigned attorney's firm. A copy of this Request is enclosed.

Respectfully submitted,
PILLSBURY WINTHROP LLP

Dated: April 26, 2004

By: 
Seth D. Levy
Registration No. 44,869
Attorney for Applicant(s)

725 South Figueroa Street, Suite 2800
Los Angeles, CA 90017-5406
Telephone: (213) 488-7100
Facsimile: (213) 629-1033



UNITED STATES PATENT AND TRADEMARK OFFICE

OK 21
COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/837,797	04/17/2001	1651	805	(18810-81652)	13	45	7

SIDLEY & AUSTIN
555 West Fifth Street
Los Angeles, CA 90071-2909



CONFIRMATION NO. 9913
UPDATED FILING RECEIPT



OC00000007042764

Date Mailed: 11/08/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Henry C. Lin, Manhattan Beach, CA;
Mark Pimentel, Los Angeles, CA;

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CIP OF 09/374,142 08/11/1999
THIS WHICH IS A CIP OF 09/546,119 04/10/2000 PAT 6,558,708 05/06/2003
WHICH IS A CIP OF 09/420,046 10/18/1999
WHICH IS A CIP OF 09/359,583 07/22/1999 ABN
WHICH IS A CON OF 08/832,307 04/03/1997 PAT 5,977,175
WHICH IS A CON OF 08/442,843 05/17/1995 ABN

Foreign Applications

THIS APPLICATION IS A CIP OF 09/374,143 08/11/1999 PAT 6,562,629 05/13/2003

If Required, Foreign Filing License Granted 06/06/2001

THIS APPLICATION ALSO CLAIMS THE BENEFITS OF
PCT/US01/11238 04/07/2001

Projected Publication Date: 02/14/2002

THIS APPLICATION ALSO CLAIMS THE BENEFITS OF
PCT/US00/22168 08/11/2000

Non-Publication Request: No

THIS APPLICATION ALSO CLAIMS THE BENEFITS OF
PCT/US00/22030 08/11/2000

Early Publication Request: No

** SMALL ENTITY **

Title

Methods of diagnosing and treating small intestinal bacterial overgrowth (SIBO) and SIBO-related conditions

Preliminary Class

435

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).